

Legal/PTO trans ltr

IAP04Rec'd PST 01 AUG 2008

FE 6159 (US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re patent application of

Gianni COLLINA et al.

Serial No. 10/584,004

Filed: June 22, 2006

For **MAGNESIUM DICHLORIDE-ETHANOL
ADDUCTS AND CATALYST COMPONENTS
OBTAINED THEREFROM**

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)
)
) Art Unit: TBD
)
) Examiner: TBD
)
)
)

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- ☒ Postcard
- ☒ Transmittal Letter
- ☒ Letter Transmitting Missing Requirements (in duplicate) (2 pages)
- ☒ Copy of Form PCT/DO/EO/905 (371 Formalities Notice) (2 pages)
- ☒ Copy of PCT Request including Declaration (6 pages)
- ☒ Form PTO/SB/122 – Change of Correspondence Address (1 page)

The Commissioner for Patents is hereby authorized to charge the required fees, any deficiency, or credit any overpayment, to Deposit Account Number 08-2336, in relation to the above-identified application.

Respectfully submitted,

GIANNI COLLINA ET AL.

By

Jarrod N. Raphael
Registration No. 55,566
Agent for Applicant

Basell USA Inc.
Delaware Corporate Center II
2 Righter Parkway, Suite 300
Wilmington, DE 19803
Date: July 30, 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of)
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Gianni COLLINA et al.)
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Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

LETTER TRANSMITTING MISSING REQUIREMENTS UNDER 35 USC 371

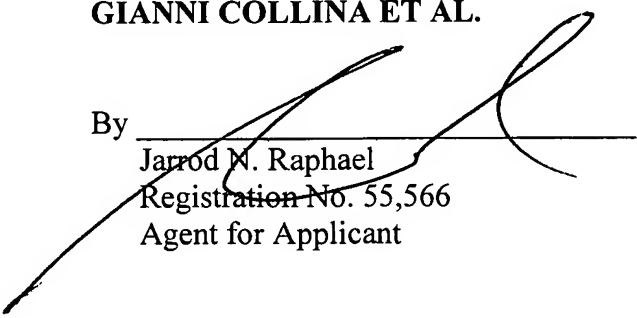
In reference to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office, mailed June 11, 2008, and the statement that the Oath or Declaration does not comply with 37 CFR 1.497(a) and (b) in that it is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68, please note the papers filed for this application on June 22, 2006, included a copy of the PCT Request, which included the completed Declaration in Box No. VIII (iv) as well as the signature of the inventors named in Box No. X. Furthermore, the identification of the International application number and filing date were indicated on page 1 of the PCT Request form. We enclose a copy of the PCT Request filed on June 22, 2006, herein.

Accordingly, no fee under 37 CFR 1.492(h) is believed to be due with this response given Applicant previously filed a Declaration with the PCT Request. However, if a fee is due with respect to this Letter Transmitting Missing Requirements, please charge Deposit Account No. 08-2336.

Respectfully submitted,

GIANNI COLLINA ET AL.

By

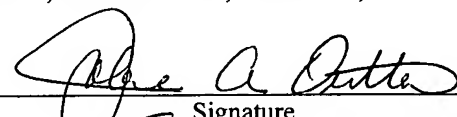

Jarrod N. Raphael
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Agent for Applicant

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Delaware Corporate Center II
2 Righter Parkway, Suite 300
Wilmington, DE 19803

July 30, 2008

Agent's Telephone No.: 302-683-8176
Agent's Facsimile No.: 302-731-6408
Agent's E-mail: jarrod.rafael@lyondellbasell.com

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on July 30, 2008.


Signature
July 30 2008
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of)
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) Art Unit: **TBD**
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) Examiner: **TBD**
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Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

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In reference to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office, mailed June 11, 2008, and the statement that the Oath or Declaration does not comply with 37 CFR 1.497(a) and (b) in that it is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68, please note the papers filed for this application on June 22, 2006, included a copy of the PCT Request, which included the completed Declaration in Box No. VIII (iv) as well as the signature of the inventors named in Box No. X. Furthermore, the identification of the International application number and filing date were indicated on page 1 of the PCT Request form. We enclose a copy of the PCT Request filed on June 22, 2006, herein.

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Respectfully submitted,

GIANNI COLLINA ET AL.

By

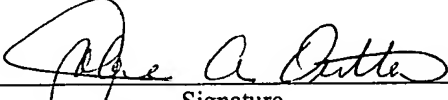
Jarrod N. Raphael
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July 30, 2008

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Agent's Facsimile No.: 302-731-6408
Agent's E-mail: jarrod.rafael@lyondellbasell.com

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Signature
July 30 2008
Date



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/584,004	FIRST NAMED APPLICANT Gianni Collina	ATTY. DOCKET NO. FE 6159 (US)
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34872
Basell USA Inc.
Delaware Corporate Center II
2 Righter Parkway, Suite #300
Wilmington, DE 19803

JUN 16 2008

IP / Law

JNR

INTERNATIONAL APPLICATION NO. PCT/EP2004/013371	
I.A. FILING DATE 11/24/2004	PRIORITY DATE 12/23/2003

CONFIRMATION NO. 8569
371 FORMALITIES LETTER



OC000000030405474

Date Mailed: 06/11/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 06/22/2006
- Copy of the International Search Report filed on 06/22/2006
- Preliminary Amendments filed on 06/22/2006
- Information Disclosure Statements filed on 10/13/2006
- Oath or Declaration filed on 06/22/2006
- Request for Immediate Examination filed on 06/22/2006
- U.S. Basic National Fees filed on 06/22/2006
- Assignment filed on 06/22/2006
- Priority Documents filed on 06/22/2006

Due: 8/11/08

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebs>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VIRGINIA L IRBY

Telephone: (703) 308-9140 EXT 229

PCT**REQUEST**

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only

PCT/EP2004 - 013371 International Application No.	
International Filing Date 24 NOV 2004	(24.11.2004)
EUROPEAN PATENT OFFICE PCT INTERNATIONAL APPLICATION Name of receiving Office and "PCT International Application"	
Applicant's or agent's file reference (if desired) (12 characters maximum) FE6159 PGU	

Box No. I TITLE OF INVENTION Magnesium dichloride-ethanol adducts and catalyst components obtained therefrom	
Box No. II APPLICANT <input type="checkbox"/> This person is also inventor	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) Basell Poliolefine Italia S.p.A. Via Pergolesi, 25 20124 Milano Italy	
Telephone No. Facsimile No. Teleprinter No. Applicant's registration No. with the Office	
State (that is, country) of nationality: IT	State (that is, country) of residence: IT
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input checked="" type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) COLLINA Gianni via XXI Aprile 1945, 3 loc. Cassana, Ferrara Italy	
This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.) Applicant's registration No. with the Office	
State (that is, country) of nationality: IT	State (that is, country) of residence: IT
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<input checked="" type="checkbox"/> Further applicants and/or (further) inventors are indicated on a continuation sheet.	
Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE	
The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as: <input checked="" type="checkbox"/> agent <input type="checkbox"/> common representative	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.) GIBERTI, Stefano Basell Poliolefine Italia S.p.A. Intellectual Property P.le G. Donegani 12 44100 Ferrara Italy	
Telephone No. (+39 0532) 468135 Facsimile No. (+39 0532) 467675 Teleprinter No. Agent's registration No. with the Office	
<input type="checkbox"/> Address for correspondence: Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.	

Sheet No. ...2...

PCT/EP200 4 / 0 1 3 3 7 1

Continuation of Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
<i>If none of the following sub-boxes is used, this sheet should not be included in the request.</i>	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) EVANGELISTI Daniele via Del Campo 28 44100 Ferrara Italy	This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.) Applicant's registration No. with the Office
State (that is, country) of nationality: IT	State (that is, country) of residence: IT
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) SACCHETTI Mario via Cinzio Belletti 30 44100 Ferrara Italy	This person is: <input type="checkbox"/> applicant only <input checked="" type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.) Applicant's registration No. with the Office
State (that is, country) of nationality: IT	State (that is, country) of residence: IT
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (that is, country) of residence if no State of residence is indicated below.) 	This person is: <input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.) Applicant's registration No. with the Office
State (that is, country) of nationality:	State (that is, country) of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
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State (that is, country) of nationality:	State (that is, country) of residence:
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State (that is, country) of nationality:	State (that is, country) of residence:
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on another continuation sheet.	